IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 11TH JUNE 2007 / 21ST JYAISHTA 1929

WP(C).No. 9152 of 2007(M)

PETITIONER:

M/S A.K.TOUGHIE BRICKS, MELMURI,
MALAPPURAM, REPRESENTED BY ITS MANAGING PARTNER,
A.K.HASSAIN, S/O MOIDEEN KUTTY HAJI A.K.,
AGED 35 YEARS, MELMURI, MALAPPURAM DISTRICT.

BY ADV. SRI.K.M.SATHYANATHA MENON

RESPONDENTS:
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1. THE MANAGING DIRECTOR,
KERALA FINANCIAL CORPORATION,
TRIVANDRUM.

2. THE BRANCH MANAGER,
KERALA FINANCIAL CORPORATION BRANCH OFFICE,
MALIYEKKAL BUILDING,
MANJERI ROAD, UP-HILL,
MALAPPURAM.

3. THE DEPUTY THASILDAR(REVENUE RECOVERY),
KERALA FINANCIAL CORPORATION,
KOZHIKODE.

BY ADV. SRI.T.V.GEORGE, SC, KFC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 9152 OF 2007

Dated this the 11th day of June, 2007

JUDGMENT

Since petitioner has made some part payment, and since petitioner has offered to settle the liability under OTS scheme, W.P. is disposed of directing the second respondent to grant OTS benefit and inform the petitioner the time within which payment has to be made for the petitioner to make payment. If no OTS scheme is available, still it is open to the first respondent to grant some incentives such as reduction of penal interest, if petitioner offers payments within a reasonable time. In any case incentives should be communicated to the petitioner within three weeks from the date of production of a copy of this judgment. There will be direction to the third respondent to withhold recovery proceedings for one month from today, and recovery can be continued if petitioner does not make payment within the time granted by respondents 1 and 2.

(C.N.RAMACHANDRAN NAIR)
Judge